

INSTRUCTIONS FOR FILING A COMPLAINT ON CANE BURNING SMOKE

Note that you must be impacted by visible ground level smoke and that the agricultural burn permit does not regulate odors or ash generated from cane burning. The following must be provided when filing a complaint:

- The date, time and location you were exposed to visible ground level smoke.
- Your contact information: name, address, and phone number or email.
- Email your complaint to CAB@doh.hawaii.gov or call the DOH Maui office at 873-3558 or the DOH Oahu office at (808) 586-4200.

INSTRUCTIONS FOR SUBMITTING A PHOTO OR VIDEO

Photos or videos can be submitted with a complaint provided that the person taking the photos or videos is being impacted by visible ground level smoke and the smoke reduces visibility to less than 500 feet for periods of one to two minutes. Since the permit does not regulate ash, photos and videos of ash should not be submitted. The photo or video must include the following:

- Documentation of 500 feet visibility: include a minimum of one (1) visual landmark which is measured to be at least 500 feet from where the photo or video is taken.
- Documentation of time period of one to two minutes: submit a minimum of two (2) photos, taken at least one minute apart.
- The sun should be behind the photographer.
- A short description of the photos or videos indicating who is causing the visible ground level smoke captured in the photos or videos, where the photos or videos were taken (street address, GPS coordinates, etc.), when the photos or videos were taken (date and time) and any other information describing the photos or videos.

In addition:

- The person submitting the photos or videos shall be the person who took the photos or videos.
- The person submitting the photos or videos shall include a statement waiving his/her confidentiality and shall be willing to testify in person at a contested case hearing as a witness for the state. Testimony shall be limited to verifying the information provided with the photos or videos.
- The person submitting the photos or videos shall include a statement certifying that the photos or videos have not been doctored or enhanced and factually represent the conditions at the time the photos or videos were taken.

Submit photos or videos by mail to: Clean Air Branch, Department of Health, 919 Ala Moana Boulevard, Room 203, Honolulu, Hawaii 96814 or by email to CAB@doh.hawaii.gov. Only photos or video submitted which contain the required information and statements will be considered for use in an enforcement action by the DOH-CAB. However, since the ultimate decision to go forward with an enforcement action depends upon the total amount and strength of all of the evidence presented, the submission of this photographic evidence does not necessarily guarantee an enforcement action against HC&S.